



**Land Acquisition  
CITY OF AUSTIN  
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.:** 13  
**AGENDA DATE:** Thu 08/05/2004  
**PAGE:** 1 of 1

**SUBJECT:** Approve a resolution to authorize the fee simple acquisition of Lots 18 and 19, Block A, of Onion Creek Plantations Section One, a subdivision of Travis County, TX, conveyed to Aaron I. and Esperanza Palacios by Warranty Deed recorded in Volume 64, Page 50, of the Deed Records of Travis County, TX, locally known as 7102 and 7104 Foy Circle, from AARON I. and ESPERANZA PALACIOS for the Creek Erosion Mitigation Program, in the amount of \$125,000 for the land and improvements and \$22,500 relocation benefits and moving related expenses.

**AMOUNT & SOURCE OF FUNDING:** Funding in the amount of \$147,500 is included in the Fiscal Year 2003-2004 Amended Capital Budget of the Watershed Protection and Development Review Department.

**FISCAL NOTE:** A fiscal note is attached.

**REQUESTING DEPARTMENT:** Public Works  
**DIRECTOR'S AUTHORIZATION:** Sondra Creighton  
**DEPARTMENT:** for Watershed Protection and Development Review;

**FOR MORE INFORMATION CONTACT:** Lauraine Rizer, 974-7078; Laura Bohl, 974-7064

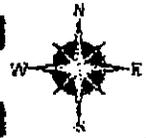
**PRIOR COUNCIL ACTION:** N/A

**BOARD AND COMMISSION ACTION:** N/A

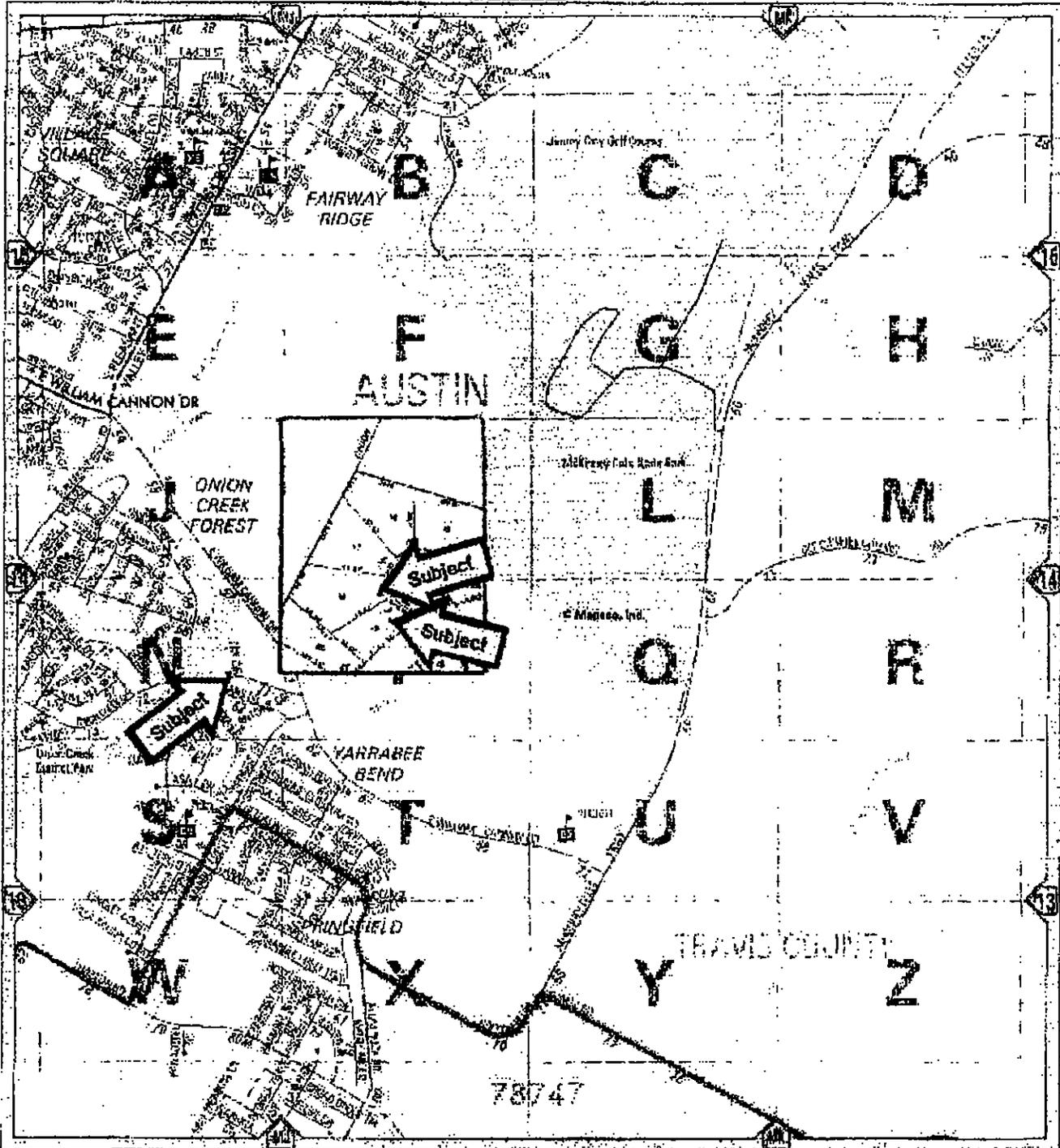
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The property and house structure located at 7102 and 7104 Foy Circle are threatened by streambank erosion of Onion Creek and are being purchased as part of the Creek Erosion Mitigation Program, voluntary buyout initiative. This Watershed Protection and Development Review Program provides protection for structures and public amenities by controlling streambank erosion and preserving the natural character of our creeks. After acquisition of the properties the house structures will be demolished and the area will be revegetated.

The properties to be acquired are approximately 0.51 acres, and include a 1,761 square-foot single-family dwelling, deck and detached carport with storage. The fair market value of the property including improvements is \$125,000, as determined by independent appraisal. The owner has agreed to accept the City's offer and is eligible for relocation and moving related expenses estimated to be \$22,500. The City will relocate the owners according to the City of Austin Relocation Ordinance.



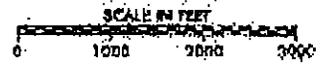
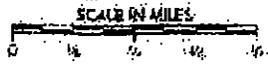
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# CIP BUDGET FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:

5-Aug-04

WHERE ON AGENDA:

DEPARTMENT:

Watershed Protection & Development Review

Description: Approve a resolution to authorize the fee simple acquisition of Lots 18 and 19, Block A, of Onion Creek Plantations Section One, a subdivision of Travis County, Texas, conveyed to Aaron I. and Esperanza Palacios by Warranty Deed recorded in Volume 64, Page 50, of the Deed Records of Travis County Texas, locally known as 7102 and 7104 Foy Circle, from AARON I. and ESPERANZA PALACIOS for the Streambank Restoration and Erosion Management Program, in the amount of \$125,000 for the land and improvements and \$22,500 relocation benefits and moving related expenses.

## FINANCIAL INFORMATION:

Project Name: **DIXIE DR BUYOUTS**  
Project Authorization: 2003-2004 Amended Capital Budget  
Funding Source: Drainage Utility Fund  
Fund/Agency/Orgn: 4850-617-8010

Total Current Appropriation	\$549,000.00
Unencumbered Balance	\$518,500.00
Amount of this Action	<u>(\$147,500.00)</u>
Remaining Balance	<u><u>\$371,000.00</u></u>

Financial Approval: \_\_\_\_\_ Date: \_\_\_\_\_

**RESOLUTION NO. 04**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

The Council authorizes the fee simple acquisition of Lots 18 and 19, Block A, of Onion Creek Plantations Section One, a subdivision of Travis County, Texas, conveyed to Aaron I. and Esperanza Palacios by Warranty Deed recorded in Volume 64, Page 50, of the Deed Records of Travis County, Texas, locally known as 7102 and 7104 Foy Circle, from AARON I. AND ESPERANZA PALACIOS for the Creek Erosion Mitigation Program, in the amount of \$125,000 for the land and improvements and \$22,500 in relocation benefits and moving related expenses.

**ADOPTED:** \_\_\_\_\_, 2004

**ATTEST:** \_\_\_\_\_

Shirley A. Brown  
City Clerk